

MICPEL and The Maryland State Bar Association Consumer Bankruptcy Section
in cooperation with
The University of Baltimore School of Law & The University of Maryland School of Law
Present:

CHAPTER 13

FRESH INFORMATION AND TIPS FROM THE TOP

Friday, December 8, 2006

9:00 a.m. - 5:00 p.m.

Sheraton Columbia Hotel

10207 Wincopin Circle

Columbia, Maryland

6.5 CLE Hours

MICPEL

CHAPTER 13

FRESH INFORMATION AND TIPS FROM THE TOP

What you will learn & why you should attend...

Under the brave new world of the Bankruptcy Abuse Prevention and Consumer Protection Act (BAPCPA), Chapter 13 cases have taken on a new importance as a vehicle for relief to individual debtors. This program, devoted entirely to Chapter 13, will emphasize the practicalities of representing the Chapter 13 debtor. It will include recent developments, cover hot topics, and provide practical advice over a broad range of areas: how to provide effective representation in a Chapter 13 case, how to avoid problems that may derail your case and cause grief to you and your client, and – not least of all – how to get paid (and keep the money). Distinguished judges from the United States Bankruptcy Court for the District of Maryland will moderate the panel discussions.

Faculty...

Stanton J. Levinson, Esq.
Law Office of Stanton J. Levinson
Program Co-Chair

Brett Weiss, Esq.
Brett Weiss, P.C.
Program Co-Chair

The Honorable Nancy V. Alquist
United States Bankruptcy Court for the
District of Maryland

Scott C. Borison, Esq.
Legg Law Firm, LLC

Timothy P. Branigan, Esq.
Chapter 13 Trustee (Greenbelt)

Michael T. Cantrell, Esq.
Friedman & MacFadyen, P.A.

The Honorable Thomas J. Catliota
United States Bankruptcy Court for the
District of Maryland

Ellen W. Cosby
Chapter 13 Trustee (Baltimore)

John Daugherty, Esq.
Assistant United States Trustee for the
District of Maryland

Christopher M. Fascetta, Esq.
Christman & Fascetta, L.L.C.

Alexander Gordon, IV, Esq.
Law Offices of Alexander Gordon, IV

The Honorable Robert A. Gordon
United States Bankruptcy Court for the
District of Maryland

Nancy Spencer Grigsby
Chapter 13 Trustee (Greenbelt)

Marc R. Kivitz, Esq.
Law Office of Marc R. Kivitz

The Honorable Wendelin I. Lipp
United States Bankruptcy Court for the
District of Maryland

Mary Park McLean, Esq.
Staff Attorney to Nancy Spencer Grigsby,
Chapter 13 Trustee

Mark A. Neal, Esq.
Assistant United States Trustee for the
District of Maryland

Ms. Nicole Smith
Premier Mortgage Services LLC

Gerard R. Vetter, Esq.
Chapter 13 Trustee (Baltimore)

Michael G. Wolff, Esq.
Goren, Wolff & Orenstein, LLC

Other Important Information . . .

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AGENDA

9:00 a.m. – 9:45 a.m.

STRUCTURING THE CHAPTER 13 PLAN

A discussion of issues related to the formulation of an effective Chapter 13 Plan, use of the plan form required in the District of Maryland, plan amendments, use of tiered plans, how to deal with student loans and domestic relations orders, and recent developments in the law affecting plan formulation.

Timothy P. Branigan, Esq.

Ellen W. Cosby

Brett Weiss, Esq.

Moderated by The Honorable Wendelin I. Lipp

9:45 a.m. – 10:45 a.m.

TIPS FROM THE TOP

A panel discussion in which the four Standing Chapter 13 Trustees in the District of Maryland will discuss a wide range of topics related to their individual views on revised Chapter 13, the processing of cases, practice tips for counsel, and what to expect in interaction with their offices.

Timothy P. Branigan, Esq.

Ellen W. Cosby

Nancy Spencer Grigsby

Gerard R. Vetter, Esq.

Moderated by The Honorable Robert A. Gordon

10:45 a.m. – 11:00 a.m.

BREAK

11:00 a.m. – 11:45 a.m.

PRE- AND POST-CONFIRMATION SALES AND BORROWING

A discussion of the law on pre- and post-confirmation transactions by a debtor, including recent developments in the law; followed by a panel discussion in which two of the Standing Chapter 13 Trustees will discuss how their offices deal with such transactions – both authorized and unauthorized – and what they require from counsel and debtors seeking approval of a proposed sale, refinancing, or unsecured borrowing; the perspectives of the practitioner and the lender will also be explored.

Introduction by Stanton J. Levinson, Esq. with a discussion of the law on these topics, both written and unwritten, to be followed by the panel discussion.

Christopher M. Fascetta, Esq.

Nancy Spencer Grigsby

Nicole Smith

Gerard R. Vetter, Esq.

Moderated by The Honorable Thomas J. Catliota

11:45 a.m. - 12:30 p.m.

CONSUMER PROTECTION ISSUES RELATED TO CHAPTER 13

Protecting a Chapter 13 client from harassment and worse; several different issues will be discussed, including fair credit reporting, fair debt collection practices, and protections against predatory lenders.

Scott C. Borison, Esq.

12:30 p.m. – 1:30 p.m.

LUNCH

1:30 p.m. – 2:00 p.m.

AUDITS OF CHAPTER 13 CASES

A discussion of what practitioners may expect from the statutorily mandated audits of consumer cases which are to be conducted by the U.S. Trustee Program beginning this fall.

John L. Daugherty, Esq.

Mark A. Neal, Esq.

2:00 p.m. – 2:45 p.m.

OBJECTING TO A PROOF OF CLAIM

How to address issues with claims and protect your client from paying too much, and recent developments in the law which may impact the problem.

Brett Weiss, Esq.

2:45 p.m. – 3:00 p.m.

BREAK

3:00 p.m. – 3:45 p.m.

REAFFIRMATIONS

How to deal with reaffirmations, the process and the decision; availability of the “Fourth Option.”

Michael T. Cantrell, Esq.

Marc R. Kivitz, Esq.

3:45 p.m. – 4:45 p.m.

HOW TO GET PAID IN A CHAPTER 13 CASE and KEEP THE MONEY

A panel discussion on compensation issues in Chapter 13 cases and the movement toward a new fee structure; processes for fee allowance; issues that may generate objections to fees or orders to justify fees; disbursement in Chapter 13.

Alexander Gordon, IV, Esq.

Mary Park McLean, Esq.

Michael G. Wolff, Esq.

Moderated by The Honorable Nancy V. Alquist

4:45 p.m. – 5:00 p.m.

QUESTION AND ANSWER SESSION

Faculty

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Friday, December 8, 2006
Columbia, Maryland

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